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9 **UNITED STATES DISTRICT COURT**
10 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

11 CROSSFIT, INC., a Delaware
corporation,

12 Plaintiff,

13 v.

14 NATIONAL STRENGTH AND
15 CONDITIONING ASSOCIATION, a
Colorado corporation,

16 Defendant.

Case No.: 3:14-CV-01191-JLS-KSC

**NATIONAL STRENGTH AND
CONDITIONING ASSOCIATION'S
APPLICATION TO FILE UNDER
SEAL DOCUMENT RE ITS
OPPOSITION TO CROSSFIT'S
RENEWED MOTION FOR
TERMINATING SANCTIONS**

Date: 09/5/19

Time: 1:30 p.m.

Ctrm: 4D

Judge: Hon. Janis L. Sammartino

Magistrate: Hon. Karen S. Crawford

Pursuant to Local Rule 79.2, Defendant National Strength and Conditioning Association (“NSCA”) hereby applies to file the following documents, listed below, under seal:

1. Exhibit 28 to the Declaration of Genevieve M. Ruch in support of Defendant National Strength and Conditioning Association’s Opposition to CrossFit, Inc.’s Renewed Motion for Terminating Sanctions (Dkt. 326).

This application is made on the grounds that:

1. Compelling reasons exist to seal this document.

2. Exhibit 28 to the Ruch Declaration is an email from counsel for CrossFit to counsel for the NSCA and Stroz Friedberg. The email discusses the Devor Article and contains the names and personal email addresses of the peer reviewers of the Devor Article. Pursuant to the Court’s multiple Orders (Dkts. 128 at 2:10-15 and 350 at 4:16-18), there is good cause to redact the names of the peer reviewers and their personal email addresses from this document.

Accordingly, the NSCA requests that the Court enter an Order permitting the Exhibit 28 to the Declaration of Genevieve M. Ruch to be filed under seal.

Dated: August 1, 2019

NOONAN LANCE BOYER & BANACH, LLP

Bv: /s/ Genevieve M. Ruch

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